

STATE OF NEW YORK  
UNITED STATES DISTRICT COURT  
DISTRICT: SOUTHERN DISTRICT

COUNTY OF

INDEX #: 08cv01281

Date Filed: February 8, 2008

ATTORNEY(S): : Baron &amp; Pagliughi PH: 631-367-7000

ADDRESS: 85 Main Street Ste A Cold Spring NY 11724 File No.: 1852

DIOGENS MENDEZ

vs

Plaintiff(s)/Petitioner(s)

MOHAMED M. DIALLO, LEVEL TRANS CORP., 129 BROADWAY, INC., BILL WOLF PETROLEUM CORP., AND  
HORIZON PLANNING SERVICES LTD

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF NASSAU, SS.:

## AFFIDAVIT OF SERVICE

Thomas G. Russo, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On April 2, 2008 at 1:35pm, at 2937 8th Avenue Apt 29G, NEW YORK, NY 10039, deponent served the within Summons in a Civil Action and Complaint

on: MOHAMED M. DIALLO, Defendant therein named.

#1 INDIVIDUAL By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein. ☒

#2 CORPORATION By delivering thereat a true copy of each to personally, deponent knew the person so served to be the of the corporation, and authorized to accept service on behalf of the corporation. ☐

#3 SUITABLE AGE PERSON By delivering a true copy of each to a person of suitable age and discretion. Said premises is recipient's: [ ] actual place of business [ ] dwelling house (usual place of abode) within the state. ☐

#4 AFFIXING TO DOOR By affixing a true copy of each to the door of said premises, which is recipient's: [ ] actual place of business [ ] dwelling house (place of abode) within the state. ☐

Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat

on the day of at  
on the day of at  
on the day of at  
on the day of at

Address confirmed by

#5 MAIL COPY On, deponent completed service by depositing a true copy of each document to the above address in a 1st Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York. ☐

#6 DESCRIPTION A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows: ☒  
(use with #1, 2 or 3) Sex: Male Color of skin: Black Color of hair: Black Age: 36 - 50 Yrs. Height: 5' 9" - 6' 0"  
Weight: 161 - 200 Lbs. Other Features:

#7 WIT. FEES the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient. ☐

#8 MILITARYSRVC Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or of the State of New York and was informed that recipient was not. Recipient wore ordinary civilian clothes and no military uniform. ☒

#9 OTHER DMV Verified ☒

Sworn to before me on April 3, 2008



PATRICIA ROTHFRITZ  
NOTARY PUBLIC, State of New York  
01R06055503, Nassau County  
Term Expires February 26, 2011



Thomas G. Russo  
Server's Lic # 1076023  
Invoice•Work Order # 0801831